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4 Attorneys for Plaintiff RAMON JERMAINE SAPP  
5

6 UNITED STATES DISTRICT COURT  
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8 NORTHERN DISTRICT OF CALIFORNIA  
9

10 RAMON JERMAINE SAPP,

NO. 03-1066 PJH

11 Plaintiff,

STIPULATION FOR MODIFICATION  
OF CASE MANAGEMENT AND  
12 PRETRIAL ORDERS; [~~PROPOSED~~]  
ORDER

13 v.

14 COUNTY OF ALAMEDA, COUNTY OF  
ALAMEDA SHERIFF'S DEPARTMENT,  
SHERIFF CHARLES PLUMMER, sued herein  
individually and in his capacity as Sheriff, Alameda  
15 County, PRISON HEALTH SERVICES, INC,  
ALAMEDA COUNTY MEDICAL CENTER dba  
16 HIGHLAND HOSPITAL, and DOES 1 through 30,  
inclusive,

Current Trial Date: November 27, 2006  
Time: 8:30 a.m  
Place: Courtroom 3, 17th Floor

17 Defendants.  
18 \_\_\_\_\_/

19 **I. Introduction**

20 The parties, through their respective attorneys of record, request a continuance of case  
21 management and pre-trial orders from those set forth in the, Case Management And Pretrial Order  
22 filed August 25, 2005. This request is brought on the grounds that additional time is required to  
23 complete discovery due to, among other things, illness and other personal circumstances in the  
24 plaintiff's attorney's family and obstacles in scheduling outstanding discovery.

25 **II. Facts**

26 On August 25, 2005, this Court continued trial from January 9, 2005, until November 27,  
27 2006, with expert and non-expert discovery extended from August 10, 2004, until January 31, 2006,  
28

1 and March 31, 2006, respectively. Deadlines for hearing dispositive motions was moved from October  
2 5, 2005, until 120 days before the reset trial date.

3 Since this continuance, the parties have attempted to schedule completion of outstanding  
4 discovery and discovery of remaining non-expert witnesses. This schedule has been delayed by the  
5 prolonged flu illness of plaintiff's counsel and personal family circumstances. In her estimation, these  
6 circumstances significantly disrupted the progress of discovery she believes is necessary to properly  
7 prosecute her client's case in that she has been unable to complete any of the expert and non-expert  
8 depositions she anticipated completing prior to the discovery cut-off. Contributing to this delay has  
9 been the holidays and scheduling conflicts for deposition of non-expert witnesses and trial schedules  
10 of counsel.

11 Defendants and plaintiff jointly request this modification of case management and pre-trial  
12 schedules because the parties agree additional discovery is necessary before the case will be ready for  
13 trial.

### 14 **III. Stipulation**

15 For the foregoing reasons, and pursuant to Local Rule 7-10(b), the parties hereto, by and  
16 through their respective attorneys of record hereby stipulate and request as follows:

- 17 1. that the January 31, 2006, non-expert discovery cutoff be continued to March 31,  
18 2006, on the condition that: (a) no further written discovery shall be permitted, and (b)  
19 that plaintiff may take no more than 5 total depositions of current or former employees  
20 of Prison Health Services, Inc., Alameda County, or Alameda County Sheriff's  
21 Department, excepting good cause shown; and
- 22 2. that the deadline for disclosure of additional experts, absent good cause, shall remain  
23 closed, but the March 31, 2006, deadline for completing expert depositions shall be  
24 continued to June 15, 2006.

25 **IT IS SO STIPULATED**

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1 DATED:

LAW OFFICES OF TRUDY L. MARTIN

2  
3 Trudy L. Martin  
4 Attorneys for Plaintiff  
RAMON JERMAINE SAPP

5 GALLOWAY, LUCCHESI, EVERSON & PICCHI

6  
7  
8 Martin J. Everson  
9 Attorneys for Alameda County Medical Center

10 LAW OFFICES OF NANCY E. HUDGINS

11  
12 Matthew Grigg  
13 Attorneys for Alameda County, Alameda County  
14 Sheriff's Department, Sheriff Charles Plummer and  
Prison Health Services, Inc.

15  
16  
17 **ORDER**

18 Pursuant to the parties' stipulation, it is hereby ordered as follows:

- 19 1. that the January 31, 2006, non-expert discovery cutoff be continued to March 31,  
20 2006, on the condition that: (a) no further written discovery shall be permitted, and (b)  
21 that plaintiff may take no more than 5 total depositions of current or former employees  
22 of Prison Health Services, Inc., Alameda County, or Alameda County Sheriff's  
23 Department, excepting good cause shown; and  
24 2. that the deadline for disclosure of additional experts, absent good cause, shall remain  
25 closed, but the March 31, 2006, deadline for completing expert depositions shall be  
26 continued to June 15, 2006.  
27 3. no further written discovery shall be permitted by any party, absent good cause; and  
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